

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Date of Decision : 14.02.2019

1. CRR No.4767 of 2017 (O&M)

Ravinder Kumar Sharma & anr.

..... Petitioners

Versus

State of Haryana & anr.

..... Respondents

2. CRR No.2068 of 2018 (O&M)

Monia Sapra

..... Petitioner

Versus

Ravinder Kumar Sharma & ors.

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Abhimanyu Singh, Advocate and
Mr. Sarfraj Hussain, Advocate
for the petitioners (CRR-4767-2017)
for respondents No.1 & 2 (CRR-2068-2018).

Mr. Amit Kumar Jain, Advocate
for the petitioner (CRR-2068-2018)
for respondent No.2 (CRR-4767-2017).

Mr. Himmat Singh, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This order shall dispose of above mentioned two cases.

CRM-21701-2018 in CRR-2068-2018

For the reasons recorded, the application is allowed. Delay of 24
days in filing the revision petition is condoned.

CRR No.4767 of 2017 has been filed against the conviction order whereby the trial Court has convicted and sentenced the petitioners to undergo SI for 6 months under Section 138 of the Negotiable Instrument Act, 1881. Even compensation of Rs.27.00 lakhs was also awarded to respondent No.2-Monia Sapra. In default of payment of compensation further sentence of SI for one month was awarded.

CRR No.2068 of 2018 has been filed for enhancement of sentence and doubled the cheque amount as compensation.

Petitioners are present in person as identified by their counsel. Counsel for the respondent has very fairly stated that petitioner No.2 has paid a sum of Rs.13,50,000/- after almost 3 years and 10 months and petitioner No.1 has paid a sum of Rs.3,50,000/- after 3 years and 10 months and in case they want to settle the dispute they should pay some compensation for this delay also.

Counsel for the petitioners and the petitioners are not in a position to deny this.

Counsel for petitioner No.1 has however stated that his client is not in a position to make lump sum payment and will pay the payment in installments. It has been ultimately agreed that petitioner No.1 shall pay 12 monthly installments of Rs.1.00 lakh w.e.f. 01.03.2019. Petitioner No.2 shall pay a sum of Rs.1.00 lakh on or before 15.03.2019. These payments would be in full and final satisfaction of all claims of the respondents.

CRR No.4767 of 2017 stands disposed of with the above terms with liberty to the respondent to revive the same in case payments are not made.

CRR No.2068 of 2018 stands disposed of in view of the order passed in **CRR No.4767 of 2017**.

Since the main cases have been decided, the pending criminal miscellaneous application, if any, also stand disposed of.

14.02.2019
pooja sharma-I

(**AJAY TEWARI**)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No